

EXHIBIT 286

THE OFFICE OF SECRETARY OF STATE
STATE OF GEORGIA

IN THE MATTER OF:
STATE ELECTION BOARD HEARING

Zoom Audio-conference

DECEMBER 14 2021
9:00 A.M.

MARY K MCMAHAN, CCR, 2757
STEVEN RAY GREEN COURT REPORTING LLC
ATLANTA, GEORGIA 30324
(404) 733-6070

APPEARANCE OF THE PANEL

Rebecca Sullivan, Acting Chair

Sara Tindall Ghazal

Ahn Le

Matthew Mashburn

ALSO PRESENT:

Ryan Germany, General Counsel

Nicholas Northen, Election System Manager

Pamela Jones, Investigator Supervisor

James Callaway, Deputy Chief Investigator

Transcript Legend

(sic) - Exactly as said.

(ph.) - Exact spelling unknown.

-- Break in speech continuity.

. . . Indicates halting speech, unfinished sentence
or omission of word(s) when reading.

Quoted material is typed as spoken.

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1 attorney general's office.

2 **MR. MASHBURN:** Second.

3 **MS. SULLIVAN:** Is there any -- motion and a
4 second. Do we have any further discussion?

5 All in favor, please say aye.

6 **THE BOARD MEMBERS:** Aye.

7 **MS. SULLIVAN:** Being there are none opposed,
8 that motion passes.

9 Thank you, Ms. Hooks.

10 Going back up in the agenda to where we left
11 off, the next case is 2020-250, Coffee County.

12 **MR. CALLAWAY:** We have three separate
13 complaints within this case.

14 Complaint 1, on December 4, 2020, the Coffee
15 County Board of Elections and Registration sent a
16 letter advising they could not certify the
17 electronic recount numbers for the November 3,
18 2020 general election.

19 In the letter, they claimed that the
20 Dominion voting system was unable to repeatedly
21 duplicate credible election results. Instead
22 Coffee County Board of Elections and Registration
23 voted to certify the votes cast in the election
24 night report.

25 Complaint 2, a video surfaced on YouTube

1 where it showed Coffee County election supervisor
2 Misty Martin discussing the ways in which the
3 election software could be manipulated.

4 Complaint Number 3, Ms. Britney (ph) Jackson
5 said she submitted a request for her absentee
6 ballot on December 1, 2020, however, did not
7 receive the ballot until December 26, 2020.
8 Ms. Jackson said she was unable -- she was able
9 to mail the ballot back the same day it was
10 received but felt her vote would not be counted
11 due to how late it was received. Ms. Jackson
12 felt this was an effort by Coffee County to
13 suppress her vote.

14 The investigation revealed under Complaint
15 1, Ms. Martin failed to keep the ballots in
16 batches after they were scanned which is the
17 reason the count discrepancy could not be
18 identified and resolved. After the interview,
19 investigators assisted Coffee County with
20 organizing the ballots into batches of 100.

21 The final count was 13,347 advanced and
22 election day ballots and 1,930 absentee and
23 provisional ballots. The total combined ballots
24 total 15,277 ballots which match the original
25 Coffee County election results listed on the

1 secretary of state election night reporting page.

2 Ms. Martin also claimed the ballot scanner
3 was not working properly and would stop on every
4 few ballots. Ms. Martin claimed she did not know
5 the scanner needed to be cleaned periodically.
6 Both Dominion senior project manager Tom Sheahan
7 (ph) and Dominion senior manager Scott Tucker
8 said the scanner's cleaning protocol was included
9 in the training provided to the counties.

10 Investigations accessed the Firefly website
11 and located the ICC scanner use printout which
12 covers the cleaning procedures.

13 Under Complaint 2, Ms. Martin, along with
14 the Coffee County Board -- along with Coffee
15 County Board of Election member Eric Ching (ph)
16 made two videos, claiming the Dominion systems
17 election software could be manipulated.

18 Ms. Martin said the video was made after she
19 made her board aware that a blank ballot could be
20 altered and voted during the adjudication
21 process. Ms. Martin never once during the video
22 explained the intended use of the adjudication
23 process. The video is very misleading. It seems
24 that she proposed -- it seems its purpose was
25 simply to create doubt and public mistrust in the

1 Dominion -- in Dominion voting systems.

2 Investigations received -- reviewed the two
3 videos and noticed what looked like a password
4 taped to the bottom of the computer screen
5 Ms. Martin was using. Investigations paused the
6 video and took some pictures of the password
7 which could be clearly read. It was later
8 discovered that the password was used to access
9 Dominion voting systems.

10 Ms. Martin said everyone at the office used
11 a single password to access the Dominion voting
12 system and the door to the office where the
13 computer was located remained open throughout the
14 workday.

15 Ms. Martin said there was another door that
16 remained locked so the public -- so public
17 individuals could not just walk in. Ms. Martin
18 claimed she was unaware a separate password was
19 needed for every user.

20 Complaint 3, an ENet inquiry on Britney
21 Jackson showed her ballot was received by the
22 Coffee County elections office on January 4th and
23 her vote was counted. At the time of the
24 elections, Jackson was living at a temporary
25 address in Tennessee.

1 Recommendations: Coffee County Board of
2 Elections and Registration and Misty Martin,
3 former elections supervisor, be bound over to the
4 attorney -- attorney general's office for SEB
5 Rule 183-1-12-.05(3), security of voting system
6 components at county elections office in
7 designated county storage areas when they failed
8 to keep the room where the election management
9 system was located locked at all times when it
10 was not directly under the supervision of the
11 election supervisor.

12 **MS. SULLIVAN:** It's my understanding that
13 neither Misty Martin nor anyone from Coffee
14 County is here today.

15 Are there any questions for Mr. Callaway?

16 **MS. GHAZAL:** I've got one question with
17 regard to Count 3. Is there -- do we know
18 exactly how much time elapsed between the time in
19 which the county received the abs -- the absentee
20 application and when it was sent out? If the
21 voter suggested there were three and half weeks
22 between when the -- when it was submitted, I
23 don't know whether or not the -- whether the
24 county timely processed that application.

25 **MS. SULLIVAN:** I was mistaken. Ms. Ditto is

1 here, representing Coffee County. So she might
2 be able to address that question.

3 **MS. GHAZAL:** Very good, thank you.

4 **MR. NORTEN:** Ms. Ditto, you should be able
5 to unmute yourself.

6 **MS. DITTO:** Thank you. Good afternoon.

7 I'm here for the --

8 **MS. SULLIVAN:** Good afternoon.

9 **MS. DITTO:** -- Coffee County Board of
10 Elections and Registration.

11 Ms. Martin is no longer employed by Coffee
12 County. It's our understanding from the three
13 complaints that the only violation that is now
14 being alleged is a violation of regulation
15 183-1-12-.05(3).

16 We do not agree that we violated that
17 regulation. Even given the facts that it stated
18 in the findings in the report and in the
19 potential violation the -- the election
20 management system was located -- there are three
21 separate locked doors that anybody from the
22 public that would not have been the election
23 supervisor or his or her designee, three separate
24 doors that someone from the general public, not a
25 designee, would have to go through in order to

1 reach the election management system. It was
2 under -- anytime that that door, which is right
3 off of the election supervisor's office, was open
4 or unlocked, it would've been under the
5 supervision -- the elections management software
6 would be under the supervision of Ms. Martin or
7 her designee at that point in time. There is no
8 violation of this regulation.

9 And I'm happy to answer any questions.

10 **MR. MASHBURN:** This is Matt Mashburn. I
11 have a question. Do you agree or disagree that
12 Ms. Martin posted a video where the working
13 password was visible?

14 Counselor, did you hear me? Did you hear
15 me?

16 **MS. SULLIVAN:** Do you hear us, Ms. Ditto?
17 We cannot hear you if you are speaking.
18 Ms. Ditto?

19 **MR. NORTEN:** Ms. Ditto, you should be able
20 to unmute -- unmute yourself.

21 **MS. SULLIVAN:** Ms. Ditto, are you there?

22 **MS. DITTO:** Hello.

23 **MS. SULLIVAN:** Yes. Can you hear us?
24 Ms. Ditto?

25 **MS. DITTO:** I'm not able to hear you.

1 **MS. SULLIVAN:** You cannot hear us?

2 **MS. DITTO:** Did we use this system last
3 time?

4 **MS. SULLIVAN:** Ms. Ditto, can you hear me?
5 All right, we're going to try to redial in.
6 (Pause)

7 **MS. SULLIVAN:** Okay. We are back.
8 Hopefully you can hear us now. Ms. Ditto, are
9 you still on the line? Can you hear us?

10 **MR. NORTHEN:** Ms. Ditto, you should be able
11 to unmute yourself.

12 **MS. SULLIVAN:** Ms. Ditto, can you hear us?
13 Ms. Ditto, can you hear us now?

14 **MS. DITTO:** Hello.

15 **MS. SULLIVAN:** Ms. Ditto, can you hear us?
16 Can you hear us? Hello? Can you hear us?

17 Is the court reporter here? Can the court
18 reporter hear us?

19 **THE COURT REPORTER:** Yes, I can hear you.

20 **MS. DITTO:** I can hear y'all now. This is
21 Ms. Ditto. I apologize.

22 **MS. SULLIVAN:** Okay. Ms. Ditto, I believe
23 that Mr. Mashburn had a question for you when we
24 lost you.

25 **MS. DITTO:** Sorry about that.

1 **MR. MASHBURN:** Yes. Matt Mashburn. Matt
2 Mashburn. Do you agree or disagree that
3 Ms. Martin posted a video where a password -- a
4 working password was visible?

5 **MS. DITTO:** I believe she did post the
6 video. I'm not sure if at the time it was
7 working because the password is specific to the
8 election. But I do not feel that's a violation
9 of the regulation that was cited in the
10 investigative report.

11 **MR. MASHBURN:** Okay. Now, I would also -- I
12 have a second question and that is our report
13 that we were provided shows that all employees
14 utilized the same password. Is that -- do you
15 agree or disagree with that?

16 **MS. DITTO:** It's my understanding that each
17 of the employees had their own password to log
18 onto the computer and then they would've used the
19 same password. Coffee County was only given one
20 password to get onto the Dominion server.

21 **MS. SULLIVAN:** Any further questions? Would
22 a member like to make a motion?

23 **MS. LE:** I move to refer this case to the
24 attorney general's office for further review and
25 inspection. I think passwords are part of -- an

1 integral part of a security system and I think --
2 I think this case should be looked at more
3 closely and see how Coffee County is handling the
4 security of our elections system over there.

5 **MS. SULLIVAN:** Is there --

6 **MR. MASHBURN:** Second.

7 **MS. SULLIVAN:** Motion and a second. Is
8 there any further discussion?

9 All in favor, please say aye?

10 **THE BOARD MEMBERS:** Aye.

11 **MS. SULLIVAN:** And there are none opposed.
12 That motion passes.

13 The next case is 2020-258 Fulton County.

14 **MR. CALLAWAY:** The complainant alleges they
15 received information from Fulton County at their
16 address that indicated that the previous owner is
17 using their address as their voter address and
18 has requested an absentee ballot that has been
19 mailed to an address in Maryland.

20 The investigation revealed that the
21 complainant advised that he purchased and moved
22 into a residence located in Sandy Springs,
23 Georgia in 2018. He noted that the respondent,
24 Ms. Fisssha, was the previous owner who he
25 believes moved out of the state. However, she